

Baxter File No. DDR-5455  
 Attorney Docket No. 1417B P 316

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "**METHOD AND APPARATUS FOR MANIPULATING PRE-STERILIZED COMPONENTS IN AN ACTIVE STERILE FIELD,**" the Specification of which was filed on April 20, 1999, as United States Application Number 09/294,964.

I hereby state that I have reviewed and understand the contents of the above-identified Specification, including the Claims, as amended by any Amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the Application on which priority is claimed:

Prior Foreign Application(s)

|             |         |                         | Priority<br><u>Claimed</u> |
|-------------|---------|-------------------------|----------------------------|
| <u>NONE</u> |         |                         |                            |
| Number      | Country | Day/Month/Year<br>Filed | Yes No                     |
|             |         |                         |                            |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

| <u>NONE</u>        |             |
|--------------------|-------------|
| Application Number | Filing Date |
|                    |             |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States Application(s), or § 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the Claims of this Application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior Application and the national or PCT international filing date of this Application:

|                    |             |        |
|--------------------|-------------|--------|
| NONE               | _____       | _____  |
| Application Number | Filing Date | Status |
|                    |             |        |
| NONE               | _____       | _____  |
| Application Number | Filing Date | Status |

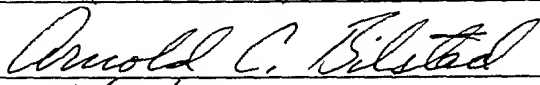
I hereby appoint the following attorney(s) and/or agent(s) to prosecute this Application and transact all business in the Patent and Trademark Office connected therewith.

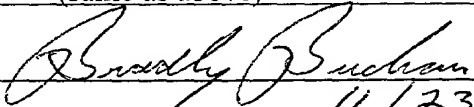
|                      |        |                    |         |
|----------------------|--------|--------------------|---------|
| Robert E. Wagner     | 20,528 | Monique A. Morneau | 37,893  |
| Daniel N. Christus   | 29,626 | Jeffrey R. Gargano | 38,148  |
| Alan L. Barry        | 30,819 | Paul J. Nykaza     | 38,984  |
| Linda A. Kuczma      | 30,861 | Edward Bishop      | 39,110  |
| Roger H. Stein       | 31,882 | James P. Muraff    | 39,785  |
| Thomas K. Stine      | 32,310 | Nelson Nolte       | 42,938  |
| James J. Jagoda      | 33,250 | Marc D. Machtinger | 43,434  |
| Micheal D. Lake      | 33,727 | Matthew J. Gryzlo  | 43,648  |
| Joseph A. Fuchs      | 34,604 | Peter M. Klobuchar | 43,772  |
| Robert W. Diehl      | 35,118 | Brent A. Hawkins   | 44,146  |
| Bradley F. Rademaker | 35,331 | Michael K. Nutter  | P44,979 |
| Richard C. Himelhoch | 35,544 | Mark J. Buonaiuto  | 31,593  |

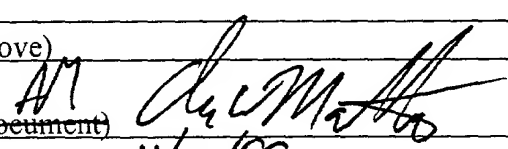
Send correspondence and direct telephone calls to:

Mark J. Buonaiuto, Esq.  
 Corporate Counsel  
 Law Department  
 Baxter International Inc.  
 One Baxter Parkway, DF2-2E  
 Deerfield, IL 60015  
 Phone: (847) 948-2000  
 Fax: (847) 948-3393

I hereby declare all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the Application or any patent issued thereon.

Full Name of First Inventor: ARNOLD C. BILSTAD  
Residential Street Address: 335 Pine Street  
City and State/Province: Deerfield, Illinois  
Country and Zip/Postal Code: U.S.A. 60015  
Citizenship: U.S.A.  
Mailing Address: (same as above)  
Inventor's Signature:   
Date: 11/2/99

Full Name of Second Inventor: BRADLEY H. BUCHANAN  
Residential Street Address: 210 Wellington Avenue  
City and State/Province: Ross, California  
Country and Zip/Postal Code: U.S.A. 94957  
Citizenship: U.S.A.  
Mailing Address: (same as above)  
Inventor's Signature:   
Date: 11/23/99

Full Name of Third Inventor: ALAN W. MARTILLA  
Residential Street Address: 1833 Ash Street  
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Country and Zip/Postal Code: U.S.A. 60087  
Citizenship: U.S.A.  
Mailing Address: (same as above)  
Inventor's Signature:  (Separate document)  
Date: 11/2/99

Full Name of Fourth Inventor: ARCHIE WOODWORTH

Residential Street Address: 618 Prairie Avenue

City and State/Province: Barrington, Illinois

Country and Zip/Postal Code: U.S.A. 60010

Citizenship: U.S.A.

Mailing Address: (same as above)

Inventor's Signature: Archie Woodworth

Date: 3 November 99

(84642.1)

11/03/99 10:00 AM

**ASSIGNMENT**Serial No. 09/294,964Filed: April 20, 1999

IN CONSIDERATION of one dollar and other good and valuable considerations, the receipt of which is hereby acknowledged, the entire right, title and interest in the invention or improvements of the undersigned in **"METHOD AND APPARATUS FOR MANIPULATING PRE-STERILIZED COMPONENTS IN AN ACTIVE STERILE FIELD"** and in the application for Letters Patent of the United States therefor, executed by the undersigned concurrently herewith, and in any reissue or extension of any Letters Patent that may be granted upon said application are hereby assigned by the undersigned to **BAXTER INTERNATIONAL INC.**, and the successors, legal representatives and assigns of **BAXTER INTERNATIONAL INC.** hereinafter collectively called said Assignee), and the Commissioner of Patents is hereby authorized and requested by the undersigned to issue said Letters Patent to said Assignee.

FOR SAID CONSIDERATIONS it is hereby agreed by the undersigned, upon the request of said Assignee, to execute any necessary and proper oaths or affidavits relating to said application or required for the filing or prosecution of any divisional, continuation or continuation-in-part application thereof or for the filing or prosecution of any application for the reissue or extension of any Letters Patent that may be granted on said invention or improvements that said Assignee may deem necessary or expedient, and for the said consideration it is further agreed by the undersigned, upon the request of said Assignee, in the event of said application or any division thereof, or Letters Patent issued thereon, or any reissue or application for the reissue thereof, becoming involved in interference, to cooperate to the best of the ability of the undersigned with said Assignee in the matters of preparing and executing the preliminary statement and giving and producing evidence in support thereof, and further to perform, upon such request, any and all affirmative acts to obtain said Letters Patent and vest all rights therein hereby conveyed in the said Assignee as fully and entirely as the same would have been held and enjoyed by the undersigned if this Assignment and sale had not been made. And for the said considerations the entire right, title and interest in said invention or improvements, including all priority rights, and the right to claim priority rights and the privileges and benefits thereof, including those under the International Convention, and all other conventions, and the right to file applications for patent in said Assignee's own name for said invention or improvements in each and every country of the world are hereby Assigned and granted by the undersigned to said Assignee. It is further agreed by the undersigned, upon the request of said Assignee, to execute any and all documents that shall be required of the undersigned to be executed in connection with any and all applications for foreign letters patent therefor, including the prosecution thereof, and to execute any and all documents necessary to invest title in said foreign applications and patents in said Assignee. The attorneys of record in said application for patent are hereby authorized and requested by the undersigned to insert in this Assignment the date and Serial Number thereof in the places provided therefor.

Date

(Separate document)

Arnold C. Bilstad

State of

)

) ss.

County of

)

On \_\_\_\_\_, 1999, Arnold C. Bilstad appeared before me, a Notary Public, in and for the state and county aforesaid, and acknowledged that he/she freely and voluntarily subscribed and executed the foregoing Assignment for the purposes and uses therein expressed.

\_\_\_\_\_  
Notary Public

Date \_\_\_\_\_ (Separate document)  
Bradley H. Buchanan

State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

On \_\_\_\_\_, 1999, Bradley H. Buchanan appeared before me, a Notary Public, in and for the state and county aforesaid, and acknowledged that he/she freely and voluntarily subscribed and executed the foregoing Assignment for the purposes and uses therein expressed.

\_\_\_\_\_  
Notary Public

Date \_\_\_\_\_ (Separate document)  
Alan W. Marttila

State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

On \_\_\_\_\_, 1999, Alan W. Marttila appeared before me, a Notary Public, in and for the state and county aforesaid, and acknowledged that he/she freely and voluntarily subscribed and executed the foregoing Assignment for the purposes and uses therein expressed.

\_\_\_\_\_  
Notary Public

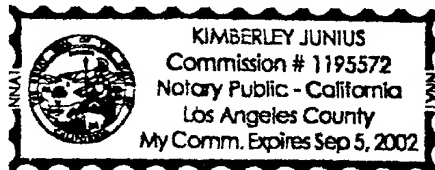
14 April 99  
Date

Archie Woodworth  
Archie Woodworth

State of California )  
County of Los Angeles ) ss.

On April 14, 1999, Archie Woodworth appeared before me, a Notary Public, in and for the state and county aforesaid, and acknowledged that he/she freely and voluntarily subscribed and executed the foregoing Assignment for the purposes and uses therein expressed.

(71598.1)



\_\_\_\_\_  
Notary Public

Kimberley Junius

Docket No. 1417B P 316

**ASSIGNMENT**Serial No. 09/294,964Filed: April 20, 1999

IN CONSIDERATION of one dollar and other good and valuable considerations, the receipt of which is hereby acknowledged, the entire right, title and interest in the invention or improvements of the undersigned in "METHOD AND APPARATUS FOR MANIPULATING PRE-STERILIZED COMPONENTS IN AN ACTIVE STERILE FIELD" and in the application for Letters Patent of the United States therefor, executed by the undersigned concurrently herewith, and in any reissue or extension of any Letters Patent that may be granted upon said application are hereby assigned by the undersigned to **BAXTER INTERNATIONAL INC.**, and the successors, legal representatives and assigns of **BAXTER INTERNATIONAL INC.** hereinafter collectively called said Assignee), and the Commissioner of Patents is hereby authorized and requested by the undersigned to issue said Letters Patent to said Assignee.

FOR SAID CONSIDERATIONS it is hereby agreed by the undersigned, upon the request of said Assignee, to execute any necessary and proper oaths or affidavits relating to said application or required for the filing or prosecution of any divisional, continuation or continuation-in-part application thereof or for the filing or prosecution of any application for the reissue or extension of any Letters Patent that may be granted on said invention or improvements that said Assignee may deem necessary or expedient, and for the said consideration it is further agreed by the undersigned, upon the request of said Assignee, in the event of said application or any division thereof, or Letters Patent issued thereon, or any reissue or application for the reissue thereof, becoming involved in interference, to cooperate to the best of the ability of the undersigned with said Assignee in the matters of preparing and executing the preliminary statement and giving and producing evidence in support thereof, and further to perform, upon such request, any and all affirmative acts to obtain said Letters Patent and vest all rights therein hereby conveyed in the said Assignee as fully and entirely as the same would have been held and enjoyed by the undersigned if this Assignment and sale had not been made. And for the said considerations the entire right, title and interest in said invention or improvements, including all priority rights, and the right to claim priority rights and the privileges and benefits thereof, including those under the International Convention, and all other conventions, and the right to file applications for patent in said Assignee's own name for said invention or improvements in each and every country of the world are hereby Assigned and granted by the undersigned to said Assignee. It is further agreed by the undersigned, upon the request of said Assignee, to execute any and all documents that shall be required of the undersigned to be executed in connection with any and all applications for foreign letters patent therefor, including the prosecution thereof, and to execute any and all documents necessary to invest title in said foreign applications and patents in said Assignee. The attorneys of record in said application for patent are hereby authorized and requested by the undersigned to insert in this Assignment the date and Serial Number thereof in the places provided therefor.

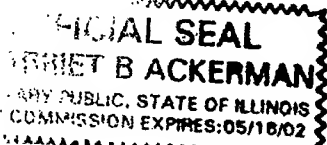
4/14/99  
Date

Arnold C. Bilstad  
Arnold C. Bilstad

State of Illinois )  
County of Lake ) ss.

On 4/14/99, 1999, Arnold C. Bilstad appeared before me, a Notary Public, in and for the state and county aforesaid, and acknowledged that he/she freely and voluntarily subscribed and executed the foregoing Assignment for the purposes and uses therein expressed.

David B. Ackerman  
Notary Public



4-16-99  
Date

Bradley H. Buchanan  
Bradley H. Buchanan

State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

On \_\_\_\_\_, 1999, Bradley H. Buchanan appeared before me, a Notary Public, in and for the state and county aforesaid, and acknowledged that he/she freely and voluntarily subscribed and executed the foregoing Assignment for the purposes and uses therein expressed.

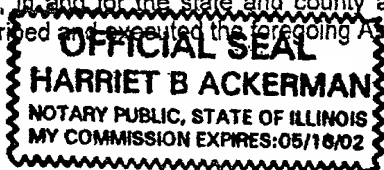
*See Attached*  
*California* Notary Public  
*All-Purpose Acknowledgment*

4/14/99  
Date

Alan W. Marttila  
Alan W. Marttila

State of Illinois )  
County of Lake ) ss.

On 4/14/99, 1999, Alan W. Marttila appeared before me, a Notary Public, in and for the state and county aforesaid, and acknowledged that he/she freely and voluntarily subscribed and executed the foregoing Assignment for the purposes and uses therein expressed.



Harriet B. Ackerman  
Notary Public

\_\_\_\_\_  
Date (Separate document)  
Archie Woodworth

State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

On \_\_\_\_\_, 1999, Archie Woodworth appeared before me, a Notary Public, in and for the state and county aforesaid, and acknowledged that he/she freely and voluntarily subscribed and executed the foregoing Assignment for the purposes and uses therein expressed.

\_\_\_\_\_  
Notary Public

(71704.1)



# CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

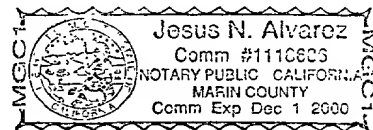
State of California

County of Marin

On April 16, 1999 before me, Jesus N. Alvarez, Notary Public,  
personally appeared Bradley Harden Buchanan

\_\_\_ personally known to me - OR - Xproved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



[Signature]  
Signature of Notary Public

## Description of Attached Document

Title or Type of Document: Method and Apparatus for Manipulating Pre-Sterilized Components in an Active Sterile Field  
Document Date: 4-16-99 Number of Pages: 33

Signer(s) Other Than Named Above: Arnold C. Bilstein  
Bradley H. Buchanan  
Alan W. Martlett  
Archie Woodward